



1 F14 1713-

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Marek Minarik et al. PATENT APPLICATION  
Serial No.: 09/882,523 Group Art Unit: 1713  
Filed: June 15, 2001 Examiner: L. S. Choi  
For: ELECTROPHORESIS SEPARATION MEDIA  
AND METHODS

Response to Office Action

Hon. Commissioner for Patents  
Mail Stop Non-Fee Amendment  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Examiner Choi:

In response to the Office action mailed March 16, 2004, applicants respectfully request reconsideration in light of the following remarks.

Section 102

The sole issue is whether the applicants' claims are anticipated by any one of the three cited references. A review of the teachings of these references indicates that these references do not anticipate the pending claims.

A claim is anticipated only if each and every element as set forth in the claim is found in a single cited art reference. See *Verdegaal Bros. v. Union Oil of California*, 814 F.2d 628, 2 USPQ2d 1051, 1053 (Fed. Cir. 1987). The identical invention must be shown in as complete detail as is contained in the claim. See *Richardson v. Suzuki Motor Co.*, 868 F.2d 1226, 1236, 9 USPQ2d 1913, 1920 (Fed. Cir. 1989).



PTO/SB/21 (05-03)

Approved for use through 04/30/2003. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	09/882,523	
	Filing Date	June 15, 2001	
	First Named Inventor	Marek Minarik	
	Art Unit	1713	
	Examiner Name	Ling Siu Choi	
Total Number of Pages in This Submission	7	Attorney Docket Number	MLD-044

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
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<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
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<input type="checkbox"/> Response to Missing Parts/Incomplete Application	Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	No fee is required (no amendment to claims).	

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	David Schneck
Signature	<i>D. J. Schneck</i>
Date	June 16, 2004

CERTIFICATE OF TRANSMISSION/MAILING			
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Typed or printed name	Merle P. Garcia		
Signature	<i>Merle P. Garcia</i>	Date	June 16, 2004

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